



*Our Children,  
Our Schools,  
Our Future*

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*This District is an Equal  
Opportunity Employer*

**November 28, 2010**

**Letter of Appeal  
Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street SW  
Washington, DC 20554**

**Reference: CC Docket No. 96-45 and CC Docket No. 02-6**

**Request for Review In reference Funding Request Number 1430174**

The Funding Commitment Adjustment Explanation received states:

*After a thorough review, it was determined that the funding commitment for this request must be reduced by \$242.40. On the original Form 471 the applicant was approved at a 90 percent discount. FCC rules indicate that the level of poverty shall be measured by the percentage of the student enrollment that is eligible for a free or reduced price lunch under then national school lunch program or a federally-approved alternative mechanism. During the course of an audit it was determined that the applicant is only eligible to receive an 80 percent discount. This determination was based on the audit review which has shown that eligible pre-school students were not included in the discount calculation. Accordingly, the commitment has been reduced by \$242.40 (\$2424.00\*(90%-80%)) and if recovery is required, USAC will seek recovery from the applicant.*

It is our position that an error was made in this determination. The services requested under FRN 1430174 were for a T-1 data circuit used to bring a wide area network connection to a single site, Grays Harbor Youth Detention Center (BEN 211426). The student enrollment data used for calculating the discount rate for this FRN were 30 students with 24 of them eligible for NSLP services. This produces a discount rate of 90% for FRN 1430174. This site is an eligible Juvenile Detention facility for which Aberdeen School District provides educational services. There are no preschool students enrolled in programs at this facility and therefore, since this FRN was for services solely for this facility, there should be no need to correct the level of reimbursement. We feel the decision to reduce the commitment in this case was made in error and ask that this decision be reversed.

Sincerely,

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